

Message Text

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ACTION EB-07

INFO OCT-01 EA-07 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

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R 150915Z AUG 75

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 2531

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E.O. 11652: N/A

TAGS: EAIR JA

SUBJ: CIVAIR - NOISE LEVY

REF: STATE 190532; TOKYO 10180

1. SUBJECT LEVY PUBLISHED IN AUGUST 11 OFFICIAL GAZETTE.
DELAY OF PUBLICATION APPARENTLY DUE TO FURTHER CONSIDERATION
OF MEASURE BY ADVISORY CIVIL AVIATION COUNCIL PRIOR TO
GAZETTING. EMBASSY HAS NOT YET RECEIVED REPLY TO NOTE DELIVERED
FONOFF JULY 25 (TOKYO 10180) PROTESTING PROPOSED LEVY.

2. BASED ON INFORMAL TRANSLATION THE ESSENTIAL POINTS OF THE
NEW LEVY ARE AS FOLLOWS:

A. SPECIAL LANDING CHARGES (ADDITIONAL TO THE PRESENT LANDING
CHANGE) WILL BE IMPOSED ON AIRCRAFT ENGAGED IN INTERNATIONAL
AND/OR DOMESTIC SERVICE FROM SEPTEMBER 1, 1975.

B. FORMULA FOR DETERMINING THE SPECIAL LANDING CHARGE
FOR TURBO JET CRAFT IS ALSO SET FORTH IN THE OFFICIAL
GAZETTE. THE SPECIAL CHARGE FOR EACH LANDING
IS A) THE WEIGHT OF THE AIRCRAFT IN METRIC TONS X 290 YEN (PARTIAL
TON TO BE COUNTED AS FULL TON) PLUS B) (X MINUS 83)
MULTIPLIED BY 1630 YEN. (X IS AVERAGE NOISE LEVEL OF
TAKE-OFF AND LANDING MEASURED IN ACCORDANCE WITH
INT'L CIVIL AIR TREATY ANNEX 16. IN ABSENCE OF ICAO
NOISE LEVEL, NOISE LEVEL ANNOUNCED BY GOVT WHERE AIRCRAFT
WAS MANUFACTURED SHALL BE USED AS X).

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C. NEW SPECIAL LANDING CHARGE WILL BE IMPOSED ON TURBO

JET AIRCRAFT IN DOMESTIC SERVICE IN FULL FROM SEPTEMBER 1. HOWEVER, NEW LEVY SHALL BE IMPOSED IN GRADUATED FASHION ON AIRCRAFT IN INTERNATIONAL SERVICE. FROM SEPT 1 THROUGH MARCH 31, 1976, ONE-HALF OF AMOUNT OF SPECIAL LANDING CHARGE SHALL BE IMPOSED; FROM APRIL 1, 1976 TO MARCH 31, 1977, THREE-QUARTERS TWISPECIAL LANDING FEE SHALL BE CHARGED. AFTER APRIL 1, 1977, FULL SPECIAL LANDING CHARGE WILL BE LEVIED ON AIRCRAFT IN INT'L SERVICE. (THESE VARIOUS LEVELS ALL ADDITIVE TO X ORDINARY CHARGES).

3. EMBOFF SPOKE TO BOTH NW AND PAN AM REPS RE NEW CHARGES AND NW REP STATED GROUP OF CARRIERS CONSIDERING COURT ACTION HERE TO DETERMINE WHETHER THIS TYPE OF LANDING SURCHARGE LEGAL; I.E., MOST FUNDS COLLECTED FROM LANDINGS HANEDA BUT CHANNELED TO RELIEF OF OSAKA. ACCORDING TO NW REP, ABOUT THE ONLY "GIVE" SEEN IN THE GOJ POSITION ON THIS ISSUE IS THE GRADUAL IMPOSITION OF THE SPECIAL CHARGE. LOCAL PAN AM REP HAS BEEN OUT OF TOWN AND HAS NOT YET FOCUSED ON ISSUE.

4. EMBASSY HAS REQUESTED FULL TRANSLATIONS OF RELEVANT SECTIONS OFFICIAL GAZETTE AND WILL FORWARD THEM WHEN RECEIVED.
HODGSON

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